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7 *Attorneys for Defendants*
Nevada Board of Prison Commissioner,
8 *Nevada Department of Corrections, Isidro Baca,*
Colin Brown, Barbara Cegavske,
9 *James Cox, Jerry Howell,*
Laxalt, Randolph Moye, Jennifer Nash,
10 *Dwight Neven, Ryan Pappas*
Michael Ramos, Brian Sandoval, Anthony Scillia,
11 *Bruce Stroud and Yekchung Yung*

12 **IN THE UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

14 LAWRENCE EVANS, an individual

15 Plaintiff,

16 v.

17 STATE OF NEVADA, ex rel THE NEVADA
18 BOARD OF PRISON COMMISSIONERS;
STATE OF NEVADA, ex rel
19 DEPARTMENT OF CORRECTIONS;
BRIAN SANDOVAL, in his individual and
20 official capacity as a Nevada Prison
Commissioner; ADAM P. LAXALT, in his
21 individual and official capacity as a Nevada
22 Prison Commissioner; BARBARA
CEGAVSKE, in her individual and official
23 capacity as a Nevada Prison
Commissioner; JAMES G. COX, in his
24 individual and official capacity as Director of
25 the Nevada Department of Corrections;
DWIGHT NEVEN, in his individual and
26 official capacity as Warden of High Desert
State Prison; ANTHONY SCILLIA, in his
27 individual and official capacity as Associate
28 Warden of High Desert State Prison;
ISIDRO BACA, in his individual and official

Case No. 2:15-cv-01885-APG-NJK

**STIPULATION AND ORDER TO EXTEND
TIME TO RESPOND TO PLAINTIFF'S
MOTION FOR PRELIMINARY
INJUNCTION (ECF NO. 17)**

1 capacity as Associate Warden of High
 2 Desert State Prison; COLE MORROW, in
 3 his individual and official capacity as
 4 Associate Warden of High Desert State
 5 Prison; JERRY HOWELL, in his individual
 6 and official capacity as Associate Warden
 7 of High Desert State Prison; JENNIFER
 8 NASH, in her individual and official capacity
 9 as Associate Warden of High Desert State;
 10 COLIN BROWN, in his individual capacity
 11 as a correctional sergeant; MICHAEL
 12 RAMOS, in his individual capacity as a
 13 correctional officer; RANDOLPH MOYE, in
 14 his individual capacity as a correctional
 15 officer; BRUCE STROUD, in his individual
 16 capacity as a correctional officer lieutenant;
 17 ARTHUR LINDSEY, in his individual
 18 capacity as a correctional lieutenant;
 19 CHARLES RATCLIFF, in his individual
 20 capacity as a correctional officer; RYAN
 21 PAPPAS, in his individual capacity as a
 22 correctional officer; YEKCHUNG YUNG, in
 23 his individual capacity as a correctional
 24 officer; and DOES 1 through 10,
 25 collectively,

26 Defendants.

27 Plaintiff, Lawrence Evans, by and through counsel, Travis N. Barrick, and Defendants
 28 Nevada Board of Prison Commissioner, Nevada Department of Corrections, Isidro Baca, Colin
 Brown, Barbara Cegavske, James Cox, Jerry Howell, Adam Laxalt, Randolph Moye, Jennifer
 Nash, Dwight Neven, Ryan Pappas, Michael Ramos, Brian Sandoval, Anthony Scillia, Bruce
 Stroud and Yekchung Yung, by and through counsel, Adam Paul Laxalt, Attorney General of
 the State of Nevada, and Andrea R. Barraclough, Chief Deputy Attorney General, hereby
 stipulate as follows:

1) That the Court in (ECF No. 28) ordered Defendants to respond to Plaintiff's
 pending Motion for Preliminary Judgment, which had been stayed for the purposed of
 mediation, but which had been resurrected upon a stipulated lift of the stay when mediation
 did not result in settlement.

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2) That even though mediation was unsuccessful, the parties continued informal negotiations. Defendants did not provide an opposition brief earlier because settlement was close;

3) That this matter has been successfully negotiated as of today, with Plaintiff providing oral agreement but still needing to sign and return the Settlement Agreement prior to counsels' ability to formally file the Stipulation to Dismiss.

Accordingly, the parties stipulate to an extension to time for Defendants to file an Opposition to the Motion for Preliminary Injunction, in the expectation that they will be able to file a Stipulation to Dismiss upon settlement agreement in lieu of an opposition prior to its next due date.

The parties believe Plaintiff can review, sign and return the Settlement Agreement within two (2) weeks, that it can be countersigned within a few days thereafter, and that the Stipulation to Dismiss can be executed by both counsels contemporaneously. Thus, the parties request a continuance of time to respond to the Plaintiff's Motion for Preliminary Injunction until Monday, July 11, 2016.

DATED this 20 day of June, 2016.

GALLIAN WELKER & BECKSTROM, LC

By:

/s/ Travis N. Barrick

Travis N. Barrick, SBN 9257
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Attorneys for Plaintiff

DATED this 20 day of June, 2016.

OFFICE OF THE ATTORNEY GENERAL

By:

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Attorneys for Defendants

APPROVED AND SO ORDERED:

Dated: June 21, 2016


UNITED STATES MAGISTRATE JUDGE